IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FIFTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 6403 of 2005

Between:

Smt. Rafatunnisa Begum,

W/o M.A. Sayeed,

R/o Behind the House of Rafatkhan, Councillor,

Barkatpura, Nizamabad

..... PETITIONER

AND

1 The Superintendent of Police, Nizamabad
2 The Station House Officer, Police Station Town-II,

Nizamabad

..... RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ order or direction more in the nature of Writ of Mandamus directing the respondents herein to put the criminal law into motion basing on the complaint sent by the petitioner on
19-3-2005 by following the procedure envisaged under criminal procedure Code by duly declaring the inaction on the part of the respondents in not taking any steps i.e. to put the criminal law into motion basing on the complaint sent by the petitioner on 19-3-2005 as illegal, arbitrary, unjustified and also violative of provisions of Criminal procedure code and pass such other order or orders as this Hon'ble Court may deem fit and proper

Counsel for the Petitioner: MR.V.RAVI KIRAN RAO

Counsel for the Respondent Nos.1 & 2: G.P. FOR HOME

The Court at the stage of admission made the following

ORAL ORDER:

Heard the learned counsel for the petitioner as well as the learned Government Pleader for Home, appearing on behalf of the respondents 1 and 2.

2. The grievance of the petitioner is that in spite of the complaint dated 19-03-2005 lodged by her on various grounds against the Khaja Moinuddin before the second respondent-the Station House Officer, Police Station Town-II, Nizamabad, no action is being taken so far.

3. It is needless to mention that as and when a complaint is lodged, the police are investigating into the matter and to take appropriate action in accordance with law.

4. However, having regard to the facts and circumstances of the case, I deem it expedient to dispose of the writ petition with a direction to the second respondent to investigate into the matter and take appropriate action in accordance with law.

5. With the above observation and direction, the writ petition is disposed of, at the stage of admission. No costs.

D.S.R.VARMA, J

25th March, 2005

Note:

Issue CC in three days

(B/o.)

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ASSISTANT REGISTRAR

To

1 The Superintendent of Police, Nizamabad
2 The Station House Officer, Police Station Town-II, Nizamabad

3 Two CCs to G.P. for Home, High Court Buildings, Hyderabad (OUT).

4 Two CD copies